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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/831,061	08/31/2001	Jean-Yves Bonnefoy	PF86PCTSEQ	1138

7590 02/27/2004

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EXAMINER

DEVI, SARVAMANGALA J N

ART UNIT	PAPER NUMBER
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1645

DATE MAILED: 02/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09/831,061	08/31/01	Bonnefoy et al.	PF86PCTUSSEQ
			EXAMINER
			S. Devi
		ART UNIT	PAPER
		1645	022004

Customer Number 25,666

DATE MAILED:

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Commissioner of Patents

- 1) The communication filed on 12/08/03 is non-responsive to the prior Office Action mailed 08/29/03, because claims 25, 27, 28, 31 and 35-39, as amended currently, shift away from the elected invention and are now directed to an invention that is independent or distinct from the invention originally elected. The previously examined claims were drawn to a method of making a composition using an enterobacterium OmpA protein. The claims, as amended currently, encompass a method of delivering a biologically active substance to antigen presenting cells, which would have been restricted from the elected method. The former method is an *in vitro* process which does not share significant steps, parameters and objectives with the currently claimed method of delivery.

Since the response appears to be *bona fide*, Applicant is required to submit a proper response within **ONE (1) MONTH or THIRTY (30) DAYS** from the date of this letter or within the time remaining in the response period of the last Office action, whichever is longer within which to supply the omission or correction in order to avoid abandonment. **NO EXTENSION OF THIS TIME LIMIT MAY BE GRANTED UNDER EITHER 37 C.F.R 1.136(a) or (b)**, but the period for response set in the last Office action may be extended up to a maximum of **SIX MONTHS**.

- 2) Any inquiry concerning this communication or earlier communications from the Examiner should be directed to S. Devi, Ph.D., whose telephone number is (571) 272-0854. The Examiner can normally be reached on Monday-Friday from 7:15 a.m. to 4:15 p.m. (Eastern Time).

Serial No: 09/831,061
Art Unit: 1645

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's
5 supervisor, Lynette Smith, can be reached at (571) 272-0854.

An inquiry of a general nature or relating to the status of the application should be directed to
the group receptionist whose telephone number is (571) 272-0864.

February, 2004


S. DEVI, PH.D.
PRIMARY EXAMINER